

Sixth Appellate District

San Jose, California

MONDAY, JULY 31, 2000

H018416 EAST BAY CAR WASH PARTNERS v. BRASSFIELD

The judgment for attorney's fees and costs is affirmed.  
Respondent Brassfield shall have costs on appeal. (not published)  
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P.J.,  
Mihara, J.)  
Filed July 31, 2000

H019708 PEOPLE v. SIMANU

The judgment is affirmed. (not published)  
(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-  
Manoukian, J.)  
Filed July 31, 2000

H020515 SANTA CLARA COUNTY DEPARTMENT OF FAMILY & CHILDREN'S  
SERVICES v. TRACY L.

H020800 SANTA CLARA COUNTY DEPARTMENT OF FAMILY & CHILDREN'S  
SERVICES v. TRACY L.

The order appealed from in Case No. H020515 is affirmed.  
The order appealed from in Case No. H020800 is affirmed. (not  
published)  
(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-  
Manoukian, J.)  
Filed July 31, 2000

TUESDAY, AUGUST 1, 2000

H019586 DESHLER, as Trustee, etc. v. CALIFORNIA STATE BOARD OF  
EQUALIZATION

The judgment is affirmed. (not published)  
(Elia, J.; We concur: Cottle, P.J., Mihara, J.)  
Filed August 1, 2000

Sixth Appellate District

San Jose, California

WEDNESDAY, AUGUST 2, 2000

H019638 METROPOLITAN PHILIP, et al. v. BASIL STEIGER, et al.;  
ANTIOCHIAN ORTHODOX CHRISTIAN ARCHDIOCESE OF NORTH AMERICA et  
al., v. CONCILIAR PRESS, et al.

The judgment is affirmed. The parties shall bear their own  
costs on appeal.(partial publication)

(Cottle, P.J.; We concur: Elia, J., Mihara, J.)

Filed August 2, 2000

H016490 PEOPLE v. LITTLE, et al.

By the Court\*:

Appellant William Anthony Little's petition for rehearing is  
denied.

Filed: August 2, 2000

\*Before Cottle, P.J. and Elia, J.

H019973 WEST SHIELD INVESTIGATIONS & SECURITY CONSULTANTS, et  
al. v. SUPERIOR COURT; CHARLEEN EYMIL

H019976 PATHTHFINDERS WAY, INC., et al. v. SUPERIOR COURT;  
CHARLEEN EYMIL

Let a peremptory writ of mandate issue directing respondent  
court to vacate its order of April 8, 1999, denying the motions  
of petitioners for summary adjudication of the first, second,  
third, fourth, fifth, eighth, ninth and tenth causes of action,  
and to enter a new and different order granting summary  
adjudication of each cause of action. In all other respects, the  
petitions for relief are denied. The temporary stay order is  
vacated. Costs in this original proceeding are awarded to  
petitioners. (published)

(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P.J.,  
Mihara, J.)

Filed August 2, 2000

H019316 PEOPLE v. HOTT

The judgment is affirmed. (not published)

(Cottle, P.J.; We concur: Elia, J., Mihara, J.)

Filed August 2, 2000

Sixth Appellate District

San Jose, California

Wednesday, August 2, 2000 (Continued)

H017919 PEOPLE v. CEESAY

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Elia, J., Mihara, J.)  
Filed August 2, 2000

H019409 PEOPLE v. HARTLEY

That portion of the judgment imposing a one-year enhancement for a prior prison term pursuant to section 667.5, subdivision (b), is reversed and the matter is remanded for a new trial on the enhancement. In all other respects, the judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Elia, J., Mihara, J.)  
Filed August 2, 2000

H019394 PEOPLE v. GATLIN

The judgment is affirmed, except that the true finding as to the allegation that Gatlin suffered a 1993 conviction for bank robbery pursuant to the three strikes law is reversed and his sentence is vacated. The matter is remanded for a new trial as to that allegation and, if necessary, a new sentencing hearing and any further appropriate proceedings not inconsistent with this opinion. (not published)  
(Cottle, P.J.; We concur: Elia, J., Mihara, J.)  
Filed August 2, 2000

THURSDAY, AUGUST 3, 2000

H019349 PEOPLE v. PEDROZO

The judgment is vacated. The matter is remanded to the trial court with directions to permit defendant to withdraw his admission of probation violation and to enter a new plea to that charge. For any sentence imposed involving a period of incarceration, defendant is entitled to appropriate credit for time served. (not published)  
(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)  
Filed August 3, 2000

In The Court Of Appeal Of The State Of California      146  
Sixth Appellate District  
San Jose, California

Thursday, August 3, 2000 (Continued)

H021558 MONTE O. v. SUPERIOR COURT OF MONTEREY COUNTY

The petition for extraordinary writ is denied. (not published)

(Mihara, J.; We concur: Cottle, P.J., Elia, J.)

Filed August 3, 2000

H019902 SANTA CRUZ AGGREGATES, INC. v. GRANITE ROCK CO.

By the Court\*:

Petitioner Thomas R. Fellows' petition for rehearing is hereby granted solely as to the imposition of sanctions on petitioner Fellows personally. Petitioner Fellows is ordered to show cause why this court should not impose sanctions upon him personally for filing a frivolous appeal. He may file a brief addressing solely this issue within 15 days of the date of this order.

Filed August 3, 2000

\*Before Mihara, J., Cottle, P.J. and Elia, J.

H019502 KATZ v. LOS GATOS-SARATOGA UNION HIGH SCHOOL DISTRICT

The judgment is reversed as to the first and second causes of action and affirmed as to the third and fourth. Each party to bear its own costs on appeal. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)

Filed August 3, 2000

H019189 PEOPLE v. AUGUSTIN

The order granting a new trial is affirmed. (not published)

(Cottle, P.J.; We concur: Elia, J., Mihara, J.)

Filed August 3, 2000

H019018 WAGENER, et al. v. ZGRAGEN, et al.

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Cottle, P.J., Elia, J.)

Filed August 3, 2000

Sixth Appellate District

San Jose, California

Thursday, August 3, 2000 (Continued)

H019719 PEOPLE v. TOTARI

The appeal is dismissed. The order is nonappealable (not published)

(Mihara, J.; We concur: Cottle, P.J., Elia, J.)

Filed August 3, 2000

H019788 PEOPLE v. HUNT

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Cottle, P.J., Elia, J.)

Filed August 3, 2000

FRIDAY, AUGUST 4, 2000

(no minute approved orders)